IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

WRIT PETITION NO.447 OF 1996

Anil Construction Corproation and Another.... Petitioner.

Verus.

Municipal Corporation of Gr.Bombay .. Respondents.

Mr.D.H.Mehta i/b N.M.Shah for the petitioner.

Mr.Vinod Mahadik for the respondent.

CORAM: R.M.S.KHANDEPARKAR &
V.M.KANADE,JJ.
DATE : SEPTEMBER 27, 2005

P.C.

1. Learned advocate for the petitioner states that during the pendency of this petition, the petitioner has already filed an application to the Corporation for regularisation of whatever construction alleged to have been done by the petitioner without prior permission. The said representation is pending for necessary consideration and order of Corporation. In view of these subsequent events learned advocate craves leave to withdraw the petition and to reserve the right of petitioner to approach the Court in case the order of Corporation on the representation of petition happens to be adverse to the interest of petitioner. The petition is accordingly, allowed to be withdrawn and stands

disposed of with liberty to the petitioner to approach the court if the order of the Municipal Corporation happens to be adverse, it is made clear that the Corporation shall not take any coersive steps for the four weeks from the date of service on the order of representation, if the order happens to be adverse.

2. With these directions the petition stands dismissed. The rule stands discharged. No order as to cost.

(R.M.S.KHANDEPARKAR,J)

(V.M.KANADE,J)